

REMARKS

Claims 8, 10-11 and 13-40 are pending in the present application. Claims 10, 11, 13, 22, 30, 33, and 37 are amended, and such amendments are supported by the specification as originally filed, or are made to correct typographical errors or matters of form. Favorable reconsideration of this application, as presently amended, is respectfully requested.

Applicants' submitted a supplemental Information Disclosure Statement on February 17, 2006. Receipt and consideration of the references cited therein has not yet been acknowledged. Acknowledgement of receipt and consideration by initialing the form therewith, a copy of which is attached hereto for the Examiner's convenience, is respectfully requested.

All pending claims 8, 10, 11, and 13-40 stand rejected under 35 U.S.C. §102(e) over Kubo, US Pat. Application Publication No. US 2002/0122378A1. This is the only rejection. For at least the following reasons, Applicants assert the rejection is improper and must be withdrawn.

Independent claims 8, 10, 11, 13, 15, 19, 22, 26, 30, 33, and 37 share the feature that each of the rows are provided on the disk in a manner in which "*each of the spaces between the positive images in one row are offset from each of the spaces between the positive images in another row.*" As described and shown in Fig. 1 of Kubo, Kubo does not disclose or suggest this feature because each of the images in the bottom rows aligns with the image above or below it.

Applicants' representative received a telephone call from Examiner Mahoney shortly before the Advisory Action was issued, wherein Examiner Mahoney indicated Applicant should view Kubo with the figure rotated 90 degrees. Applicants note this comment does not appear on the Advisory Action. If the figure of Kubo is rotated 90 degrees, it still does not disclose or suggest all the features of the claimed invention for at least the following reasons.

Claims 8, 10, 11, 13, 15, 19, 22, and 26

Independent claims 8, 10, 11, 13, 15, 19, 22, and 26 share the feature wherein a first row of the plurality of rows begins at a first location on the disk and ends at a second location on the disk that is between the first location and a center axis of the

disk such that the second location is on a first side of the center axis, and at least a second row of the plurality of rows begins at a third location on the disk and ends at a fourth location on the disk that is opposite to the third location and is on a second side of the center axis which is opposite to the first side.

The parallel rows of rotated Fig. 1 of Kubo do not include a row that begins at a third location on the disk and ends at a fourth location on the disk that is opposite to the third location and is on a second side of the center axis which is opposite to the first side. All the parallel rows of the rotated Fig. 1 of Kubo start and end on one side of a center axis of the disk, whether to the left or right of the center axis. No row extends across the disc.

Claims 8, 10, 11, 13, 30, 33, and 37

Claims 8, 10, 11, 13, 30, 33, and 37 share the feature that the array of printed images representing the plurality of photographic images is printed directly onto a first portion of the second surface of the disk and indicia is provided on a second portion of the second surface of the disk.

Kubo does not disclose or suggest printing indicia on a portion of the surface of the disk separate from the portion including the positive images. In fact, Kubo shows in Figure 1 that the positive images are spread across the entire surface of the disk, and therefore does not allow for placement of indicia in a separate, or second, portion of the disk not including indicia. Applicants note that the portion including indicia in Figure 1 of Kubo corresponds to inner ring 22 of Applicant' Figure 1, which is not part of the printable or labeled area of Applicants' disk, as shown in Applicants' Figure 1 and described in the specification at page 2, lines 25-26.

For at least the above reasons, Kubo does not disclose or suggest the subject matter of the invention as claimed in independent claims 8, 10, 11, 13, 15, 19, 22, 26, 30, 33, and 37, or the claims dependent therefrom. Reconsideration and withdrawal of the rejection are in order, and are respectfully solicited.

Prompt action in the form of a Notice of Allowance for all pending claims 8, 10, 11, and 13-40 in view of the above remarks is respectfully requested. Should the Examiner require anything further, a telephone call to the undersigned representative is respectfully requested.

Attachment:

Copy of 2-17-06 Information Disclosure Statement Form

Respectfully submitted,



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If the Examiner is unable to reach the Applicant(s) Attorney at the telephone number provided, the Examiner is requested to communicate with Eastman Kodak Company Patent Operations at (585) 477-4656.